

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

INSTITUTE FOR DISABILITIES)	
RESEARCH AND TRAINING, INC.,)	
)	
Plaintiff,)	
)	
v.)	Case No. 05-176-GMS
)	
WAL-MART STORES, INC.,)	
)	
Defendant.)	

STIPULATION AND ORDER ON DAMAGES

The principal issue in this case, which was tried to the Court on Monday, April 24, 2006, is whether IDRT is entitled to compensation for "Phase II" of the contract over and above interim invoices paid by Wal-Mart.

The parties hereby stipulate and agree, subject to the approval of the Court, that several smaller amounts, advance payments, credits, and adjustments owed by one or the other party are summed and netted out to result in a credit of \$28,292.01 owed by IDRT to Wal-Mart.

This amount shall be set off against any amount found owing by Wal-Mart to IDRT, or if none, this amount shall be awarded to Wal-Mart on its counterclaim.

MORRIS JAMES HITCHENS &
WILLIAMS, LLP

POTTER ANDERSON & CORROON LLP

By /s/ Patricia R. Uhlenbrock
Patricia R. Uhlenbrock (ID No. 4011)
222 Delaware Avenue, 10th Floor
P.O. Box 2306
Wilmington, Delaware 19899-2306
(302) 888-6897
puhlenbrock@morrisjames.com

Attorneys for Plaintiff

By /s/ Gregory A. Inskip
Robert K. Payson (ID No. 274)
Gregory A. Inskip (ID No. 270)
Hercules Plaza, 6th Floor
1313 North Market Street
P.O. Box 951
Wilmington, Delaware 19899
(302) 984-6000
rpayson@potteranderson.com
ginskip@potteranderson.com

Attorneys for Defendant

Dated: May 23, 2006
733110 / 29009

SO ORDERED this _____ day of _____, 2006.

United States District Court Judge